

BK 0440 PG 0001

Q STATES MS. - DESOTO CO.

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STATE OF MISSISSIPPI  
COUNTY OF DESOTO

Ericka D. McCullough  
MGN 9830195149

BK 440 PG 1

SUBSTITUTED TRUSTEES DEED

WHEREAS, on June 2, 2000, Ericka D McCullough executed a Deed of Trust to Emmett James House and Bill R. McLaughlin, Trustee for the benefit of Union Planters Bank, National Association, which Deed of Trust is filed for record in Book 1219 at Page 509 in the office of the Chancery Clerk of Desoto County at Hernando, Mississippi; and

WHEREAS, as authorized by the aforesaid Deed of Trust and in strict accordance therewith, Union Planters Bank, N.A., being one and the same as Union Planters Bank, National Association, appointed and substituted J. Gary Massey as Trustee therein in the place and stead of the trustee named in said Deed of Trust or subsequently substituted therein by Substitution of Trustee dated December 28, 2000, and duly filed for record in the office of the aforesaid Chancery Clerk in Book 1276 at Page 738 prior to the first publication and posting of the notice of sale; and

WHEREAS, default having been made in the terms and conditions of said Deed of Trust, which default continued for a period of time necessary for the holder thereof to declare the entire indebtedness, together with attorney's fees, expenses and costs, immediately due and payable, as was its option so to do under the terms of said Deed of Trust, and default having been made in payment of said amount and the Substituted Trustee having been requested and directed by Union Planters Bank, N.A. to foreclose under the terms of said Deed of Trust, I did on March 13, 2003, during legal hours, being between the hours of 11:00 a.m. and 4:00 p.m., at the East Front door of the County Courthouse of Desoto County, Hernando, Mississippi, in accordance with the terms of the Deed of Trust and the laws of the State of Mississippi, offer for sale at public auction and sell to the highest and best bidder for cash the following described land and property lying and being situated in Desoto County, Mississippi, being more particularly described as follows, to wit:

Lot 1201, Section "C", South DESOTO VILLAGE SUBDIVISION located in Section 33, Township 1 South, Range 8 West, DeSoto County, Mississippi as shown on plat thereof recorded in Plat Book 10, Pages 3 through 8 in the Chancery Clerk's Office of DeSoto County, Mississippi.

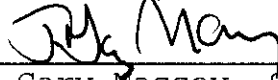
Said property was sold after strictly complying with all the terms and conditions of said Deed of Trust and the statutes made and provided in such cases. A notice of time, place and terms of said sale, together with a description of the property to be sold, was given by publication in the DeSoto County Times, a newspaper

published in Desoto County, Mississippi for three consecutive weeks preceding the date of sale. The first notice of the publication appeared on February 20, 2003, and subsequent notices appeared on February 27 and March 6, 2003, (a certified copy of which is attached hereto,) and a notice identical to the published notice was posted on the bulletin board at the East Front door of the County Courthouse of Desoto County, Hernando, Mississippi for said period of four consecutive weeks. Everything necessary to be done was done to make and effect a good and lawful sale.

At said Sale, Union Planters Bank, N.A. bid for said property in the amount of \$48,750.00, which being the highest and best bid, the same was then and there struck off to Union Planters Bank, N.A. and it was declared the purchaser thereof.

NOW THEREFORE, in consideration of the full payment of the purchase price, I, the undersigned Substituted Trustee, do hereby sell and convey unto Union Planters Bank, N.A. the land and property herein described. I convey only such title as is vested in me as Substituted Trustee.

WITNESS MY SIGNATURE, on March 13, 2003.

  
J. Gary Massey, Substituted Trustee

STATE OF MISSISSIPPI  
COUNTY OF HINDS

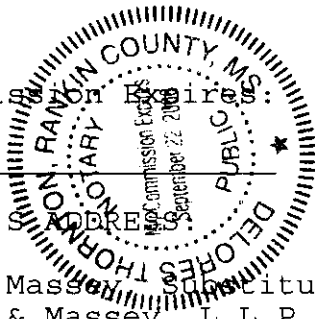
Personally appeared before me, the undersigned authority in and for said county and state, on March 13, 2003, the within named J. Gary Massey, Substituted Trustee, duly identified before me, who acknowledged that in said representative capacity he executed the above and foregoing instrument, after having first been duly authorized to do so.

  
Notary Public

My Commission Expires:

GRANTOR'S ADDRESS:

J. Gary Massey, Substituted Trustee  
Shapiro & Massey, L.L.P.  
1910 Lakeland Drive, Suite B  
Jackson, MS 39216  
601-981-9299  
S&M #03-0339



GRANTEE'S ADDRESS:

Union Planters Bank, N.A.  
c/o Union Planters Mortgage, Inc.  
215 Forrest Street  
Hattiesburg, Ms 39401  
800-896-2462

PREPARED BY:

J. Gary Massey, Substitute Trustee  
Shapiro & Massey, L.L.P.  
1910 Lakeland Drive, Suite B  
Jackson, MS 39216  
(601) 981-9299

INDEX: LOT 1201, SECTION "C", SOUTH DESOTO VILLAGE SUBDIVISION,  
SEC. 33, T1S,R8W, DESOTO CO., MS



# PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI  
COUNTY OF DESOTO

Lisa Fuller personally appeared before me the undersigned in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times Today, a newspaper published in the town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper 3 consecutive times, as follows, to-wit:

## SUBSTITUTED TRUSTEE'S NOTICE OF SALE

WHEREAS, on June 2, 2000, Edwin D. McDuffough executed a certain deed of trust to Ernest James House and Bill R. McLaughlin, Trustees for the benefit of Union Planters Bank, National Association, which deed of trust is of record in the office of the Chancery Clerk of DeSoto County, State of Mississippi in Book 1219 at Page 509; and

WHEREAS, Union Planters Bank, N.A., being one and the same as Union Planters Bank, National Association, has heretofore substituted J. Gary Massey as Trustee by instrument dated December 28, 2000 and recorded in the aforesaid Chancery Clerk's Office in Book 1278 at Page 738; and

WHEREAS, default having been made in the terms and conditions of said deed of trust and the entire debt secured thereby having been declared to be due and payable in accordance with the terms of said deed of trust, Union Planters Bank, N.A., the legal holder of said indebtedness, having requested the undersigned Substituted Trustee to execute the trust and sell said land and property in accordance with the terms of said deed of trust and for the purpose of raising the sums due thereunder, together with attorney's fees, trustee's fees and expense of sale.

NOW, THEREFORE, I, J. Gary Massey, Substituted Trustee in said deed of trust, will on March 13, 2003 offer for sale at public outcry and sell within legal hours (being between the hours of 11:00 a.m. and 4:00 p.m.), at the East Front door of the County Courthouse of DeSoto County, located at Hernando, Mississippi, to the highest and best bidder for cash the following described property situated in DeSoto County, State of Mississippi, to-wit:

Lot 1201, Section "C", South VILLAGE SUBDIVISION located in Section 33, Township 1 South, Range 6 West, DeSoto County, Mississippi as shown on plat thereof recorded in Plat Book 10, Pages 3 through 8 in the Chancery Clerk's Office of DeSoto County, Mississippi.

I WILL CONVEY only such title as vested in me as Substituted Trustee.

WITNESS MY SIGNATURE on February 13, 2003.

J. Gary Massey  
SUBSTITUTED TRUSTEE  
Shapiro & Massey, L.L.P.  
1916 Lakeland Drive, Suite B  
Jackson, MS 39216  
(601) 981-8290  
Publication Dates:  
February 20, 27 and March 6, 2003

Volume No. 108 on the 24 day of Feb, 2002

Volume No. 108 on the 27 day of Feb, 2002

Volume No. 108 on the 6 day of Mar, 2002

Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2003

Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2003

Lisa Fuller  
(TITLE)

Sworn to and subscribed before me, this 6 day of Mar, 2003

BY Judy N. Conger

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE  
MY COMMISSION EXPIRES: JANUARY 16, 2005  
BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED

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